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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
9 SAN JOSE DIVISION

10 UNITED STATES OF AMERICA,)	No. CR 12-00853 LHK
)	
11 Plaintiff,)	STIPULATION AND PROPOSED
)	ORDER CONTINUING HEARING DATE
12 vs.)	AND EXCLUDING TIME UNDER THE
)	SPEEDY TRIAL ACT
13 ROBERT RINEHART,)	
)	
14 Defendant.)	
)	
15 _____)	

16 The defendant, Robert Rinehart, represented by Assistant Federal Public Defender Diana
17 A. Garrido, and the government, represented by Assistant United States Attorney Jeffrey B.
18 Schenk, hereby stipulate that, with the Court's approval, the status conference currently set for
19 Wednesday, June 5, 2013 at 9:30 a.m., shall be continued to Wednesday, July 24, 2013 at 9:30
20 a.m.

21 The continuance is requested to provide both defense counsel and the government with
22 additional time to review discovery and to negotiate an appropriate resolution. The continuance
23 would provide both parties with the reasonable time necessary for effective preparation.
24 Accordingly, both parties respectfully request that the time between June 5, 2013 and July 24,
25 2013 be excluded under the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv).
26

1 Dated: May 28, 2013

2 STEVEN G. KALAR
3 Federal Public Defender

4 /s/
5 DIANA A. GARRIDO
6 Assistant Federal Public Defender

7 Dated: May 28, 2013

8 MELINDA HAAG
9 United States Attorney

10 /s/
11 JEFFREY B. SCHENK
12 Assistant United States Attorney

~~PROPOSED~~ ORDER

Pursuant to agreement and stipulation of the parties, the Court HEREBY ORDERS that the status conference be continued from June 5, 2013 to July 24, 2013. The Court FURTHER ORDERS that the time between June 5, 2013 and July 24, 2013 is excluded under the Speedy Trial Act, 18 U.S.C. §3161. The Court finds, pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv), that the failure to grant the requested continuance would unreasonably deny counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. Furthermore, the Court finds that the ends of justice served by granting the requested continuance outweigh the best interest of the public and the defendant in a speedy trial. The Court therefore concludes that this exclusion of time should be made under 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv).

IT IS SO ORDERED.

DATED: 5/30/13



THE HONORABLE LUCY H. KOH
United States District Judge